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R CE/3762

Rev. 5-2001

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

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Daryl A. Albus

Application Number : 09/603,812
Filing Date : June 26, 2000
Inventor(s) : Michael Kraus, et al.
Title : ELECTROMEDICAL IMPLANT
Group Art Unit : 3762
Examiner Name : George Robert Evanisko
Docket No. : 39732/JWP/E43

TC 3700 MAIL RUE
MAY 24 2002

Date: May 3, 2002

RECEIVED

MAIL TO: Box RCE

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

This application is **not** an application of the kind specified in 37 CFR § 1.114(e).

1. THE STATUS OF THE APPLICATION IS AS FOLLOWS:

a. Pending (no review proceedings active)

(1) An Action was mailed by the Office on March 8, 2002, as to which no appeal under 37 CFR § 1.191 has been filed and a response under 37 CFR § 1.111 was mailed on _____

_____ via Express Mail

_____ with certificate of mailing under 37 CFR § 1.8

the enclosed Submission is a response under 37 CFR § 1.111.

that Action was a Final Rejection, the finality of which is to be withdrawn by this Request

_____ an appeal or civil action under 35 U.S.C. 141,145 or 146 has been terminated

(2) Allowed: the Notice of Allowance was mailed by the Office on _____

_____ the Issue Fee has not been paid

_____ the Issue Fee has been paid and a petition under 37 CFR § 1.313 was granted on _____

b. Pending (with review proceeding active)

An appeal under 37 CFR § 1.191 has been filed. **Applicant(s) hereby withdraw that appeal and request reopening of the prosecution of the application.**

**REQUEST FOR CONTINUED EXAMINATION (RCE)
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Application No. 09/603,812

2. SUBMISSION(S) REQUIRED (check at least one)

a. Previously submitted

- Consider the amendments/reply under 37 CFR § 1.116 previously filed
on _____
 Consider the arguments in the Appeal or Reply Brief previously filed on _____
 Other:

b. Enclosed

- Amendment/Reply
 Affidavit(s)/Declaration(s)
 Information Disclosure Statement
 Documents under 37 CFR § 1.48
 Petition for Extension of Time
 Other:

The Examiner is requested to telephone the undersigned promptly following receipt and initial review of the application in light of the Submission(s) for the conduct of, or the scheduling of, a telephone interview in the application.

Please address all correspondence to **CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068**.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By



John W. Peck, Ph.D.
Reg. No. 44,284
626/795-9900

JWP/daa



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REQUEST FOR CONTINUED EXAMINATION (RCE)
FEE CALCULATION SHEET

Application No. 09/603,812

PART I - BASIC FEE

BASIC FEE	Small Entity \$370.00	Large Entity \$740.00	740.00
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Part II - ADDITIONAL CLAIMS (compared to application before RCE)

	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE
Total Claims	11	* 20	0	x \$9.00	x \$18.00	-0-
Independent Claims	3	** 3	0	x \$42.00	x \$84.00	-0-
First Presentation of Multiple Dependent Claim				\$140.00	\$280.00	
TOTAL CLAIMS FEE						\$-0-

List Independent Claims: 1, 11, 12

* IF THE "HIGHEST NUMBER OF TOTAL CLAIMS PREVIOUSLY PAID FOR" IS LESS THAN 20, WRITE "20" IN THIS SPACE.

** IF THE HIGHEST NUMBER PREVIOUSLY PAID OR IS 3 OR LESS, WRITE "3" IN THIS SPACE.

3. FEES (*The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.*)

a. Amount (total from Fee Calculation Sheet)
A check for \$740.00 is enclosed.

b. The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required for this transaction to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. A duplicate copy hereof is enclosed.

DAA PAS432860.1-* 5/3/02 9:38 AM

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